

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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JOSE ALFREDO VARELA-MERAZ,

Case No. 22-CV-2063 (NEB/JFD)

Petitioner,

v.

ORDER ACCEPTING REPORT AND  
RECOMMENDATION

UNITED STATES OF AMERICA,

Respondent.

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The Court has received the November 21, 2022 Report and Recommendation of United States Magistrate Judge John F. Docherty. (ECF No. 4.) No party has objected to that Report and Recommendation, and the Court therefore reviews it for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation (ECF No. 4) is ACCEPTED; and
2. This action is DISMISSED WITHOUT PREJUDICE for lack of jurisdiction.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: January 5, 2023

BY THE COURT:

s/Nancy E. Brasel

Nancy E. Brasel

United States District Judge